

Listing Species by Order Under Part 413 of NREPA



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Definitions

- Prohibited Species

- Organism not native to the state.
- Organism not naturalized or if naturalized, not widely distributed.
- One or more of the following:
 - Potential to harm human health or to severely harm natural, agricultural, or silvicultural resources.
 - Effective management or control techniques are not available.

- Restricted Species

- Organism not native to the state.
- Organism is naturalize and widely distributed.
- One or more of the following:
 - Potential to harm human health or to severely harm natural, agricultural, or silvicultural resources.
 - Effective management or control techniques are available.



Authorities

- The Agriculture Commission (AC) has the authority by order to list insect and plant species as prohibited or restricted under 413 of NREPA.
- The Natural Resources Commission (NRC) has the authority by order to list all other species types as prohibited or restricted under 413 of NREPA.



Both commissions must follow the following steps when listing new species....



Before Issuing a New Order

- The NRC must consult with MDARD or the AC must consult with the DNR.
- After consultation and at least 30 days prior to issuing the order, the responsible Department must post a copy of the proposed order on their website.

Before Issuing a New Order

- After consultation and at least 30 days prior to issuing the order, the responsible Department must submit a copy of the proposed order to:
 - The legislature
 - The standing committees of the senate and house of representatives with primary responsibility for...
 - Agricultural Issues
 - Environmental Issues
 - Natural Resources Issues



Before issuing a New Order

- Obviously the Appropriate Commission will have to be consulted.
 - NRC meets Monthly*
 - 1st meeting for information
 - 2nd meeting for action
 - AC meets Monthly*
 - 1st meeting for information
 - 2nd meeting for action

*W/ Exceptions



Time Frame

Decision to List

Get subject on the Commission Agenda

30-45 days

Present Draft to Commission for Information at Public Meeting

Sent Draft to Legislature, Required Committees, & Post on Website

30-60 days

Action on the Proposed Order by the Commission

Publicize the Order's Passage

Listing takes 60 to 105 days?

